

The Gazette of India

EXTRAORDINARY

PART II—Section 1

PUBLISHED BY AUTHORITY

No. 45] NEW DELHI, THURSDAY, OCTOBER 25, 1951

MINISTRY OF LAW

New Delhi the 26th October, 1951

The following Acts of Parliament received the assent of the President on the 24th October, 1951 and are hereby published for general information —

THE PUNJAB APPROPRIATION ACT, 1951.

No. LVII OF 1951.

An Act to authorise payment and appropriation of certain further sums from and out of the Consolidated Fund of the State of Punjab for the service of the year ending on the 31st day of March, 1952.

[24th October, 1951]

Enacted by Parliament as follows:—

1. **Short title**—This Act may be called the Punjab Appropriation Act, 1951.

2. **Issue of Rs. 14,22,820 out of the Consolidated Fund of the State of Punjab for the year 1951-52.**—From and out of the Consolidated Fund of the State of Punjab there may be paid and applied sums not exceeding those specified in column 3 of the Schedule, amounting in the aggregate to the sum of fourteen lakhs, twenty-two thousand, eight hundred and twenty rupees towards defraying the several charges which will come in course of payment during the year ending on the 31st day of March, 1952, in respect of the services specified in column 2 of the Schedule.

3. **Appropriation.**—The sums authorised to be paid and applied from and out of the Consolidated Fund of the State of Punjab by this Act shall be appropriated for the services and purposes expressed in the Schedule in relation to the year ending on the 31st day of March, 1952.

SCHEDULE

(See sections 2 and 8)

1 No. of De- mand	2 Services and purposes	3		
		sums not exceeding		Total
		Voted by Parliament	Charged on the Consolidated Fund	
		Rs.	Rs.	Rs.
1	40.—Agriculture	7,14,800		7,14,800
2	50.—Civil Works	6,38,020		6,38,020
3	Advances not bearing Interest—Ad- vances repayable	70,000		70,000
		14,22,820		14,22,820

THE APPROPRIATION (RAILWAYS) No. 4 ACT, 1951.

No. LVIII OF 1951

An Act to authorise payment and appropriation of certain further sums from and out of the Consolidated Fund of India for the service of the year ending on the 31st day of March 1952, for the purposes of railways.

[24th October, 1951]

Be it enacted by Parliament as follows:—

1. **Short title.**—This Act may be called the Appropriation (Railways) No. 4 Act, 1951.

2. **Issue of Rs. 8,64,22,000 out of the Consolidated Fund of India for the year 1951-52.**—From and out of the Consolidated Fund of India there may be paid and applied sums not exceeding those specified in column 3 of the Schedule amounting in the aggregate to the sum of eight crores, sixty-four lakhs and twenty-two thousand rupees towards defraying the several charges which will come in course of payment during the year ending on the 31st day of March, 1952, in respect of the services relating to railways specified in column 2 of the Schedule.

3. **Appropriation.**—The sums authorised to be paid and applied from and out of the Consolidated Fund of India by this Act shall be appropriated for the services and purposes expressed in the Schedule in relation to the year ending on the 31st day of March, 1952.

SCHEDULE
(See sections 2 and 8)

1 No. of Vote	2 Services and purposes	3 Summs not exceeding		
		Voted by Parliament	Charged on the Consoli- dated Fund	Total
		Rs.	Rs.	Rs.
2	Audit	58,000		58,000
4	Working Expenses— Administration	49,30,000		49,30,000
5	Working Expenses— Repairs and Maintenance	1,37,13,000		1,37,13,000
8	Working Expenses— Operating Staff	1,04,42,000		1,04,42,000
8	Working Expenses— Operation (Other than Staff and Fuel)	13,73,000		13,73,000
9	Working Expenses— Miscellaneous Expenses	99,54,000		99,54,000
9A	Working Expenses— Labour Welfare	9,52,000		9,52,000
16	Open Line Works— Additions	4,21,25,000		4,21,25,000
17	Open Line Works— Replacements	28,75,000		28,75,000
	GRAND TOTAL	8,64,22,000		8,64,22,000

**THE DELHI PREMISES (REQUISITION AND EVICTION)
AMENDMENT ACT, 1951.**

No. LIX OF 1951

An Act further to amend the Delhi Premises (Requisition and Eviction) Act, 1947.

[24th October, 1951]

BE it enacted by Parliament as follows:—

1. **Short title.**—This Act may be called the Delhi Premises (Requisition and Eviction) Amendment Act, 1951.

2. **Insertion of new section 10A in Act XLIX of 1947.**—After section 10 of the Delhi Premises (Requisition and Eviction) Act, 1947 (hereinafter referred to as the principal Act), the following section shall be inserted, namely:—

“10A. *Power to recover rent or damages in respect of public premises as arrears of land revenue.*—(1) Subject to any rules that may be made in this behalf by the Central Government by notification in the Official Gazette, any sum due by way of rent in respect of any public premises which is in arrear may, subject to the provisions of sub-section (4), be recovered by the competent authority from the person liable to pay the same, in the same manner as an arrear of land revenue.

(2) Where any person is in unauthorised occupation of any public premises, the competent authority may, in the prescribed manner, assess such damages on account of the use and occupation of the public premises as he thinks fit and may, by notice served by post or in such other manner as may be prescribed by rules made in this behalf, order that person to pay the damages within such time as may be specified in the notice.

(3) If any person refuses or fails to pay the damages within the time specified in the notice under sub-section (2), the damages may, subject to the provisions of sub-section (4), be recovered in the same manner as an arrear of land revenue.

(4) Notwithstanding anything contained in section 67 of the Punjab Land Revenue Act, 1887 (Punjab Act No. XVII of 1887), any sum due by way of rent or damages may be recovered only by any one or more of the following processes, namely:—

- (a) by service of a writ of demand on the defaulter;
- (b) by distress and sale of his moveable property and uncultivated or ungathered crops; and
- (c) by proceeding against the immoveable property of the defaulter.

3. Amendment of section 11, Act XLIX of 1947—In section 11 of the principal Act,—

(i) in sub-section (1),—

(a) for the words "Government premises", wherever they occur, the words "public premises" shall be substituted;

(b) for the *Explanation*, the following *Explanation* shall be substituted, namely:—

"Explanation.—In this section and section 10A, 'public premises' means any premises or land belonging to, or taken on lease or requisitioned by, the Central Government or any premises requisitioned by the competent authority under this Act or any premises or land belonging to any municipality or any land belonging to the Improvement Trust, Delhi, whether such land is in the possession of, or leased out by, the Improvement Trust."

(ii) in sub-sections (1A) and (3), for the word "premises" the words "public premises" shall be substituted.

4. Amendment of section 12, Act XLIX of 1947.—In sub-section (2) of section 12 of the principal Act, after clause (d), the following clause shall be inserted, namely:—

"(dd) the manner in which damages for unauthorised occupation may be assessed and the matters which may be taken into account in assessing such damages and for appeals against such assessment;"

K. V. K. SUNDARAM,
Secy. to the Govt. of India.